

1
2
3
4 BILL NO. G-76-10- 12

5 GENERAL ORDINANCE NO. G- 10-77

6 AN ORDINANCE amending General Ordin-
7 ance No. G-97 by authorizing the
8 vacation of a certain Alley.

9 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
10 WAYNE, INDIANA:

11 SECTION 1. Petition for the vacation of a certain
12 alley having been filed with the Fort Wayne City Plan Commission
13 in accordance with Section 44, Chapter 174, of the Acts of the
14 General Assembly of the State of Indiana, as amended by Section 3,
15 Chapter 385, of the Acts of 1963 of the General Assembly of the
16 State of Indiana (Burns Ind. Stat., 1974 Replacement, Sec. 53-744),
17 the Thoroughfare Plan as set forth in General Ordinance No. G-97
18 adopted by the Common Council of the City of Fort Wayne on November
19 26, 1963, is amended by deleting the following alley, to-wit:

20 First Alley South of Richardson Street extending
21 from the West property line of Lot No. 7, Block
22 24 to the East property line of Lot No. 4, Block
23 24, all in Rockhill Heirs Addition to the City of
Fort Wayne, Allen County, Indiana. (Said Alley
lying South of Lots 4, 5, 6 and 7, Block 24, and
North of Lot 8, Block 24, in Rockhill Heirs Addi-
tion to the City of Fort Wayne).

24 SECTION 2. After passage of this Ordinance, approval by
25 the Mayor and legal publication, a duly certified copy of this
26 Ordinance, of the recommendation of the Fort Wayne City Plan
27 Commission, and of the action of the Mayor, shall be transmitted
28 by the City Clerk to the Board of Public Works of the City of
29 Fort Wayne, Indiana.

30 SECTION 3. This Ordinance shall be in full force and
31 effect from and after its passage, approval by the Mayor and legal
32 publication thereof.

33
34 APPROVED AS TO FORM
AND LEGALITY.

35

Councilman


CITY ATTORNEY

Read the first time in full and on motion by Nuckols, seconded by Derigo, and duly adopted, read the second time by title and referred to the Committee on Regulation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the day of _____, 1976, at _____ o'clock P.M., E.S.T.

DATE: 10-12-76

Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by J. Schmidt, seconded by Derigo, and duly adopted, placed on its passage.

PASSED (~~CLOS~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	<u>8</u>	<u>0</u>		<u>1</u>	
BURNS	<u>✓</u>				
HINGA	<u>✓</u>				
HUNTER				<u>✓</u>	
MOSES	<u>✓</u>				
NUCKOLS	<u>✓</u>				
SCHMIDT, D.	<u>✓</u>				
SCHMIDT, V.	<u>✓</u>				
STIER	<u>✓</u>				
TALARICO	<u>✓</u>				

DATE: 4-12-77

Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~ZONING MAP~~) (~~GENERAL~~) (~~ANNEXATION~~) (~~SPECIAL~~) (~~APPROPRIATION~~)

ORDINANCE (~~RESOLUTION~~) No. 12-10-77 on the 12th day of April, 1976.

ATTEST: (SEAL)

Charles W. Westerman
CITY CLERK

John Nuckols
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th day of April, 1976, at the hour of 11:45 clock A M., E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this 19th day of April, 1976, at the hour of 6:00 o'clock P. M., E.S.T.

Robert Armstrong
MAYOR

Bill No. G-76-10-12

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending General Ordinance No. G-97 by authorizing the vacation of a
certain alley

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance do PASS.

VIVIAN G. SCHMIDT - CHAIRMAN

WINFIELD C. MOSES, JR. - VICE CHAIRMAN

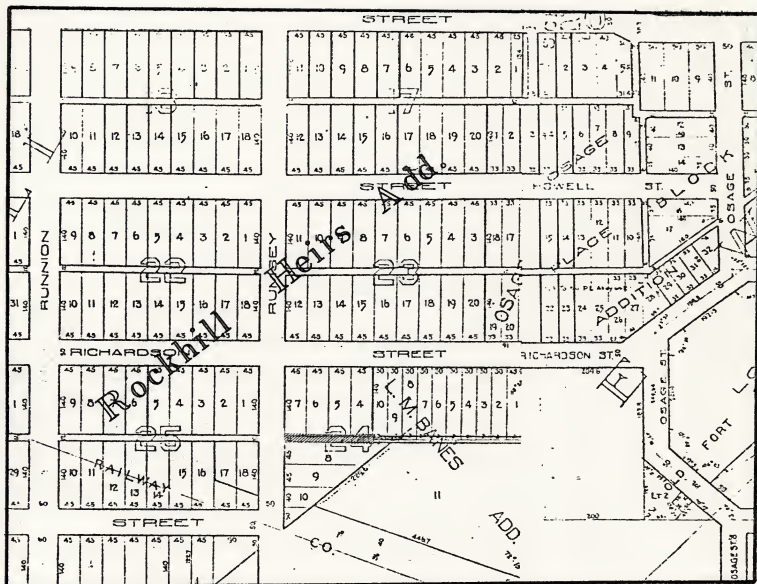
WILLIAM T. HINGA

DONALD SCHMIDT

SAMUEL J. TALARICO

Vivian G. Schmidt
Winfield C. Moses, Jr.
William T. Hinga
Donald Schmidt
Samuel J. Talarico

DATE 4-12-79 CONCURRED IN
CHARLES W. WESTERMAN, CITY CLERK



To be vacated

9-22-76

BB-5

L.S.

G-76-10-12



R E S O L U T I O N

WHEREAS, Peter Eckrich & Sons, Inc., has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alley in Allen County, Indiana, to-wit:

First Alley South of Richardson Street, extending from the West property line of Lot No. 7, Block 24 to the East property line of Lot No. 4, Block 24, all in Rockhill Heirs Addition to the City of Fort Wayne, Allen County, Indiana. (Said alley lying South of Lots 4, 5, 6 & 7, Block 24, and North of Lot 8, Block 24, in Rockhill Heirs Addition to the City of Fort Wayne).

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 18-7-5-46; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on Monday, January 17, 1977, at 7:30 P.M., and at such public hearing there were no objections of any kind or character which should prevent the vacation of said public alley.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alley hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said alley or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

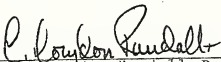
BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction over the vacation of alleys in Allen County, Indiana.

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alley hereinbefore described be, and the same is, hereby approved; and,

BE IT FURTHER RESOLVED, that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of alleys in Allen County, Indiana.

STATE OF INDIANA :
COUNTY OF ALLEN : SS

I, Rev. C. Corydon Randall, President of the Fort Wayne City Plan Commission, do hereby certify that the attached hereto is a full, true and correct copy of a Resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held on January 17, 1977 at 7:30 o'clock p.m., and as the same appears of record in the official records of said Plan Commission.



Rev. C. Corydon Randall, President
Fort Wayne City Plan Commission

RECEIVED

SEP 17 1976

FORT WAYNE CITY
PLAN COMMISSION

STATE OF INDIANA : BEFORE THE CITY PLAN COMMISSION
COUNTY OF ALLEN : SS OF THE CITY OF FORT WAYNE, INDIANA

PETITION TO VACATE ALLEY

PETER ECKRICH & SONS, INC., hereby petitions the
CITY PLAN COMMISSION of the City of Fort Wayne, for the vacation
of that certain public alley hereinafter described, the same being
located in the City of Fort Wayne, Allen County, Indiana:

First Alley South of Richardson Street extending from
the West property line of Lot No. 7, Block
24 to the East property line of Lot No. 4,
Block 24, all in Rockhill Heirs Addition to
the City of Fort Wayne, Allen County, Indiana.
(Said Alley lying South of Lots 4, 5, 6 and
7, Block 24, and North of Lot 8, Block 24,
in Rockhill Heirs Addition to the City of
Fort Wayne).

which alley proposed to be vacated is indicated on the attached
survey by a red boundary line, said survey being marked Exhibit
"A" and incorporated herein by reference.

In support of its petition, Petitioner represents
as follows:

1. It is the fee simple owner of Lots 4, 5, 6, 7, 8,
9, and 10, Block 24, in Rockhill Heirs Addition to the City of
Fort Wayne and is, therefore, the owner of all of the real estate
abutting and adjoining said alley.

2. Petitioner has reason to believe that said alley is
utilized for certain utility easements and Petitioner agrees to
cooperate with those utilities involved in the maintenance of the
lines located therein.

3. The vacation of this alley would not deny ingress
or egress because all of the real estate abutting the property
is owned by Petitioner.

4. The alley to be vacated is not needed for ingress
or egress or as a right-of-way by your Petitioner or by any of

the citizens of the City of Fort Wayne, Indiana, and it is Petitioner's belief that the vacation of said alley will inure to the benefit of all citizens of this community as it is in no way necessary nor advantageous to the growth of this city nor necessary for ingress or egress to any real estate within the city.

5. Petitioner believes the vacation of the said alley will enable Petitioner to make more advantageous and proper development of the properties located adjacent thereto, as follows: The alley is wholly contained within Eckrich property and will ultimately be utilized for a parking lot or such similar use.

6. Petitioner has filed with the Board of Public Works of the City of Fort Wayne a petition in regard to the vacation of this alley and has requested appropriate resolution and action by the Board of Public Works of the City of Fort Wayne.

WHEREFORE, the undersigned Petitioner prays for the vacation of this alley as set forth herein.

Torborg, Miller, Moss, Harris & Sowers
Attorneys for Petitioner

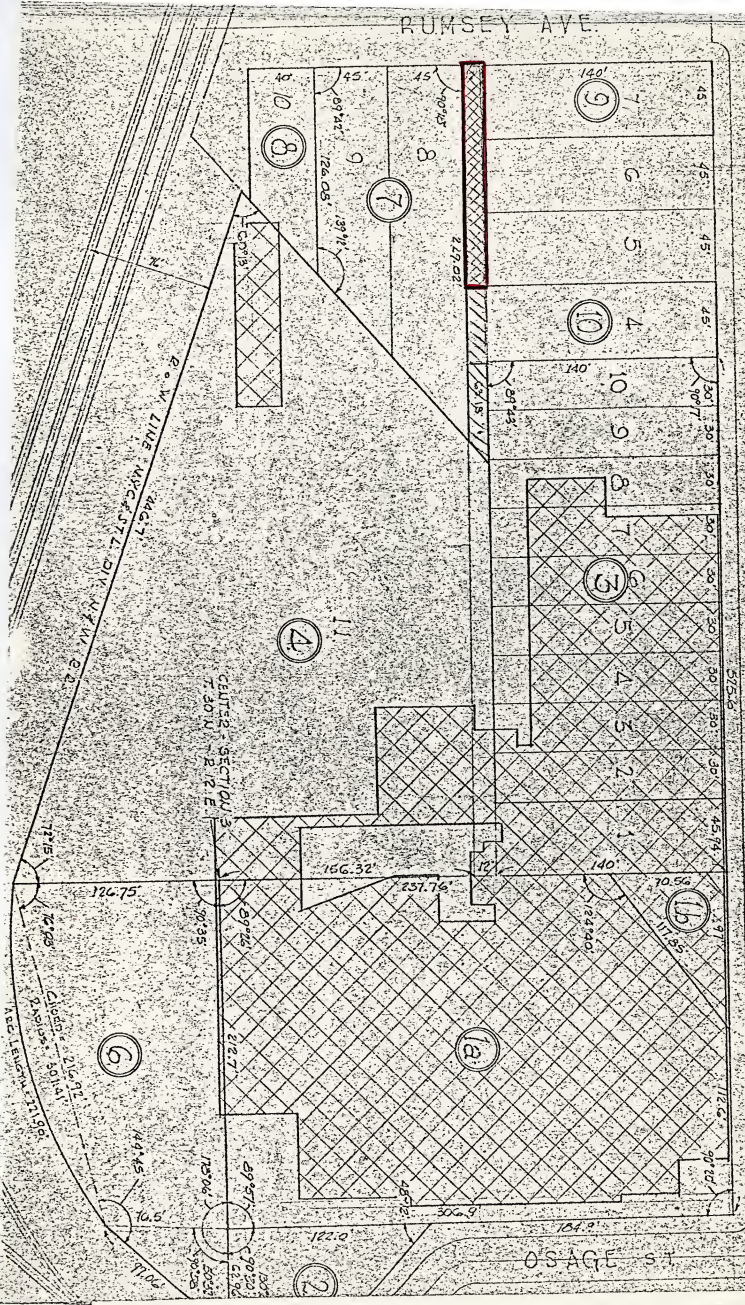
By


William E. Harris

1800 Fort Wayne National Bank Building
P.O. Box 839
Fort Wayne, Indiana 46802
(219) 422-1589

RICHARDSON-ST

OSAGE ST



1975 SEP 24 PM 4:33

ALLEN CIRCUIT COURT

STATE OF INDIANA)

IN THE ALLEN CIRCUIT COURT

COUNTY OF ALLEN)

CAUSE NO. CC-76-969

PETER ECKRICH & SONS, INC.,)

Plaintiff)

-vs-)

CITY OF FORT WAYNE,)

Defendant)

AMENDED

COMPLAINT TO VACATE ALLEY

Comes now Plaintiff and for cause of action against Defendant herein alleges and says that:

1. It is an Indiana Corporation duly authorized to do business in the State of Indiana and Defendant is a Municipal Corporation existing within the State of Indiana.

2. Plaintiff is the fee simple titleholder of certain real estate in Allen County, Indiana, described as follows, to wit:

Lots 4, 5, 6, 7, 8, 9 and 10, Block 24, Rockhill Heirs Addition, an addition to the City of Fort Wayne.

3. The alley which Plaintiff seeks to vacate is described as follows:

First Alley South of Richardson Street extending from the West property line of Lot No. 7, Block 24 to the East property line of Lot No. 4, Block 24, all in Rockhill Heirs Addition to the City of Fort Wayne, Allen County, Indiana. (Said Alley lying South of Lots 4, 5, 6, and 7, Block 24, and North of Lot 8, Block 24, in Rockhill Heirs Addition to the City of Fort Wayne).

4. Plaintiff is the owner of all of the real estate abutting on said alley.

5. Plaintiff has reason to believe that said alley is utilized for certain utility easements to wit: Indiana & Michigan Electric Company, General Telephone and storm and sanitary sewers of the City of Fort Wayne, and Plaintiff will cooperate with those utilities in the maintenance of the lines located therein and in no way seeks to deprive any of the said utilities of the use of the said alley.

6. The vacation of this alley will not deny ingress and egress to the property as said abutting real estate is wholly owned by Plaintiff herein.

7. The alley to be vacated is not needed for ingress or egress or as a right-of-way for the Plaintiff or to any of the citizens of the City of Fort Wayne, Indiana, and the vacation of this alley will inure to the benefit of all citizens of the community, being in no way necessary nor advantageous to the growth of this city.

8. Plaintiff believes the vacation of said alley will enable Plaintiff to make more advantageous and proper development of the properties located adjacent thereto in that the alley is wholly contained within Plaintiff's property and will ultimately be utilized for a parking lot or such similar use.

9. The City of Fort Wayne is made a party hereto as required by statute to show the extent of its interest, if any, in this complaint to vacate said alley.

10. There are no owners of abutting land affected by these vacation proceedings.

TORBORG, MILLER, MOSS, HARRIS & SOWERS
Attorneys for Plaintiff

By William E. Harris
William E. Harris

1800 Fort Wayne Natl. Bnk.
P.O. Box 839
Fort Wayne, Indiana 46802
(219) 422-1589

1
2 STATE OF INDIANA) IN THE ALLEN CIRCUIT COURT
3) SS:
4 COUNTY OF ALLEN) CAUSE NO. CC-76-969

5 PETER ECKRICH & SONS, INC.,)
6 Plaintiff)
7 VS.) WRITTEN APPEARANCE
8 CITY OF FORT WAYNE,)
9 Defendant.)

10 Mr. Clerk:

11 Please enter my appearance as counsel for the
12 City of Fort Wayne, defendant in the above entitled cause
13 of action.

14 Dated this ____ day of _____, 1976.

15
16
17 Larry J. Burke
18 Associate City Attorney
19 2120 Fort Wayne Bank Building
20 Fort Wayne, Indiana 46802
21 Telephone: (219) 743-0171

22 CERTIFICATE OF SERVICE

23 The undersigned hereby certifies that he served a
24 copy of the above on Mr. William E. Harris of Torborg, Miller,
25 Moss, Harris & Sowers, 1800 Fort Wayne Bank Building, Fort
26 Wayne, Indiana 46802, counsel of record for the plaintiff,
27 by regular United States Mail, postage prepaid, this ____
28 day of _____, 1976.
29
30
31
32
33
34
35

64-31-13 11/27/76
RESOLUTION

WHEREAS, Peter Eckrich & Sons, Inc.,
(petitioner), have petitioned
and requested the Fort Wayne City Plan Commission to hold a public
hearing upon the vacation of the following public alley,
in Allen County, Indiana, to-wit:

First Alley South of Richardson Street extending from the West
property line of Lot No. 7, Block 24 to the East property line
of Lot No. 4, Block 24, all in Rockhill Heir's Addition to the
City of Fort Wayne, Allen County, Indiana. (Said Alley lying
South of Lots 4, 5, 6 & 7, Block 24, and North of Lot 8, Block
24, in Rockhill Heir's Addition to the City of Fort Wayne).

WHEREAS, said vacation of alley has been submitted
to and approved by the following departments of the City of Fort Wayne:
Street Engineering, Traffic Engineering, Water Pollution Control Engineer-
ing, Water Engineering, Park Board, Electrical Engineering, and thru the
Public Utility Companies.

NOW, THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works
that the vacation of said public alley hereinbefore
described conforms to the general policy and pattern of development set out
in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation
of said public alley, hereinbefore described be and the
same is hereby approved provided, that the vacation of said alley
shall not have the effect of depriving any public utility using and occupying
said alley at this time of the use of said alley
for the location and operation of its utility facilities.

APPROVED.

Dated this 22 day of November, 19

FORT WAYNE BOARD OF PUBLIC WORKS

Chairman

Edward H. Parnell
Member

May G. Scott
Member

ATTEST:

Theresa Miller-Clock

Number

ned by Bill Salin's office: # 3354

Admn. Appr. _____

DIGEST SHEET

TITLE OF ORDINANCE Alley vacation ordinance

5-76-10-12

DEPARTMENT REQUESTING ORDINANCE CITY PLAN COMMISSIONSYNOPSIS OF ORDINANCE Petitioners (Peter Eckrich & Sons, Inc.)

requesting the vacation of the following alley:

The first alley south of Richardson Street extending from the West propertyline of Lot No. 7, Block 24, to the East property line of Lot No. 4, Block 24,
all in Rockhill Heirs Addition to the city of Fort Wayne, Allen County, Indiana,
(Said alley lying south of Lots # 4, 5, 6 & 7, Block 24, and North of Lot # 8Block # 24, in Rockhill Heirs Addition to the City of Fort Wayne)EFFECT OF PASSAGE If vacation, alley would be utilized by abutting property
owners. Note: The eastern portion of this alley is already vacated.EFFECT OF NON-PASSAGE Alley would remain open.MONEY INVOLVED (Direct Costs, Expenditures, Savings) noneASSIGNED TO COMMITTEE (J.N.) Regulation JH



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

room 122

charles w. westerman, clerk

April 20, 1977

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of April 23, & April 30, 1977, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, Indiana

General Ordinance
Vacation of Alley
Bill No. G-76-10-12
General Ordinance No. G-10-77

General Ordinance
Vacation of Utility Easement
Bill No. G-77-02-30
General Ordinance No. G-11-77

Please send us (5) copies of the Publisher's Affidavit from both newspapers.

Sincerely,

Charles W. Westerman
City Clerk

CWW/ne
ENCL: 2



Common Council of Fort Wayne
(Governmental Unit)

To THE NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)
— number of equivalent lines

Head number of lines

1

Body number of lines

104

Tail number of lines

2

Total number of lines in notice

107

COMPUTATION OF CHARGES

LEGAL NOTICE

Notice is hereby given that on the 12th day of April, 1977, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. G-76-10-12, G-10-77 General Ordinance, to-wit:

BILL NO. G-76-10-12
GENERAL ORDINANCE NO. G-10-77

AN ORDINANCE amending General Ordinance No. G-77 by authorizing the vacation of a certain Alley to BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Petition for the vacation of a certain alley having been filed with the Fort Wayne City Plan Commission in accordance with Section 44, Chapter 174, of the Acts of the General Assembly of the State of Indiana, as amended by Section 2, Chapter 365, of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Ind. Stat., 1974 Replacement, Sec. 53-744), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following alley, to-wit:

First Alley South of Richardson Street extending from the West property line of Lot No. 7, Block 24 to the East property line of Lot 4, Block 24, all in Rockhill Heirs Addition to the City of Fort Wayne, Allen County, Indiana. Said Alley lying South of Lots 4, 5, 6, and 7, Block 24, and North of Lot 8, Block 24, in Rockhill Heirs Addition to the City of Fort Wayne).

SECTION 2. After passage of this Ordinance, approval by the Mayor and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof. John Nuckolls
Councillman

Read the third time in full and on motion by V. Schmidt, seconded by Hinga, and duly adopted, placed on its passage. PASSED by the following vote:

AYES: Eight
Burns, Hinga, Moses, Nuckolls, D. Schmidt, V. Schmidt, Stier, Talarico
NAYS: None
ABSENT: One
Hunter
Date: 4-12-77

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-10-77 on the 12th day of April, 1977.

(ATTEST) (SEAL)
Charles W. Westerman John Nuckolls
City Clerk Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 13th day of April, 1977, at the hour of 11:00 o'clock A.M., E.S.T.
Charles W. Westerman
City Clerk

Approved and signed by me this 19th day of April, 1977, at the hour of 6:00 o'clock P.M., E.S.T.
Robert E. Armstrong
Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-10-77 passed by the Common Council on the 12th day of April, 1977 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 13th day of April, 1977.
Charles W. Westerman
CHARLES W. WESTERMAN
CITY CLERK

lines, 1 columns wide equals 107 equivalent lines at 25¢ per line

\$ 27.71

al charge for notices containing rule or tabular work (50 per cent of above

\$ 5.50

or extra proofs of publication (50 cents for each proof in excess of two)

\$ 29.21

TOTAL AMOUNT OF CLAIM

PRINTING COST

single column 9 9 ems

Size of type 5 1/2 point

of insertions 2

Size of quad upon which type is cast 5 1/2

vision and penalties of Ch. 89, Acts 1967,

the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just part of the same has been paid.

V. E. GERKEN

1977

Title. CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana }
ALLEN County } as:

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says

that she is CLERK of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

April 23-30/77

Subscribed and sworn to before me this 30th day of April, 1977

Notary Public

My commission expires September 28, 1979

Common Council of Fort Wayne
(Governmental Unit)

To THE NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines _____

Head number of lines _____ 1

Body number of lines _____ 104

Tail number of lines _____ 2

Total number of lines in notice _____ 107

COMPUTATION OF CHARGES

107 lines, 1 columns wide equals 107 equivalent lines at .2594 _____ \$ 27.71
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount) _____

Charge for extra proofs of publication (50 cents for each proof in excess of two) _____ \$ 5.50

TOTAL AMOUNT OF CLAIM _____ \$ 29.21

DATA FOR COMPUTING COST

Width of single column 9.9 ems Size of type 5 1/2 point

Number of insertions 2 Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V. E. Gerken

Date April 30, 1977

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana }
Allen County }

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says that she is CLERK of the NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s., the dates of publication being as follows:

April 23-30/77

Subscribed and sworn to before me this 30th day of April 1977

Notary Public

My commission expires September 28, 1979

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Master Charge Only
X #
24 Class A
& 26 Class B
e for future class.
Shopsmith, Inc.
Zip

Woodworking School

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

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Total number of lines in notice

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COMPUTATION OF CHARGES

lines 1 columns wide equals 107 equivalent lines at .25¢

al charge for notices containing rule or tabular work (50 per cent of above)

or extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

PRINTING COST

single column items

of insertions 2

Size of type 5½ point

Size of quad upon which type is cast 5½

vision and penalties of Ch. 89, Acts 1967,

the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just part of the same has been paid.

Arvilla DeWald

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE
a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:
4/23-30/77

Subscribed and sworn to before me this 30th day of April 1977

My commission expires September 28, 1979

LEGAL NOTICE
Notice is hereby given that on the 12th day of April, 1977, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. G-76-10-12, G-10-77 General Ordinance, to-wit:BILL NO. G-76-10-12
GENERAL ORDINANCE NO. G-10-77AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain alley
BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Petition for the vacation of a certain alley having been filed with the Fort Wayne City Plan Commission in accordance with Section 44, Chapter 174, of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 285, of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Ind. Stat., 1974 Replacement, Sec. 53-144), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deferring the following alley, to-wit:

First Alley South of Richardson Street extending from the West property line of Lot No. 7, Block 24 to the East property line of Lot No. 4, Block 24, all in Rockhill Heirs Addition to the City of Fort Wayne, Allen County, Indiana, (said Alley lying South of Lots 4, 5, 6, and 7, Block 24, and North of Lot 8, Block 24, in Rockhill Heirs Addition to the City of Fort Wayne).

SECTION 2. After passage of this Ordinance, approval by the Mayor and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication hereof.
John Nuckolls
Councilman

Read the third time in full and on motion by V. Schmidt, seconded by Hinga, and duly adopted, placed on its passage. PASSED by the following vote:

AYES: Eight
Burt Hinga, Moses, Nuckolls, D. Schmidt, V. Schmidt, Stier, Talarico
NAYES: None
ABSENT: One
HunterDate: 4-12-77
Charles W. Westerman
City ClerkPassed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-10-77 on the 12th day of April, 1977. (SEAL)
Charles W. Westerman John Nuckolls
City Clerk Presiding OfficerPresented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th day of April, 1977, at the hour of 11:00 o'clock A.M., E.S.T.
Charles W. Westerman
City ClerkApproved and signed by me this 19th day of April, 1977, at the hour of 4:00 o'clock P.M., E.S.T.
Robert E. Armstrong
Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-10-77 passed by the Common Council on the 12th day of April, 1977 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 13th day of April, 1977.
Charles W. Westerman
CHARLES W. WESTERMAN
CITY CLERK

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines _____

Head number of lines _____ 1

Body number of lines _____ 104

Tail number of lines _____ 2

Total number of lines in notice _____ 107

COMPUTATION OF CHARGES

107 lines, 1 columns wide equals 107 equivalent lines at 2.59¢ cents per line \$ 27.71

Additional charge for notices containing rule or tabular work (50 per cent of above amount) _____

Charge for extra proofs of publication (50 cents for each proof in excess of two) 1.50

TOTAL AMOUNT OF CLAIM

\$ 29.21

DATA FOR COMPUTING COST

9.9

Width of single column 30cms

Size of type 5 1/2 point

Number of insertions 2

Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla DeWald

Date April 30, 1977

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana }
ALLEN County } as:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

4/23-30/77

Arvilla DeWald

Subscribed and sworn to before me this 30th day of April, 1977

Notary Public

My notary expires September 28, 1979

4-23-30